

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

PERSONALWEB TECHNOLOGIES, LLC
AND LEVEL 3 COMMUNICATIONS, LLC

Plaintiff,

VS.

NEC CORPORATION OF AMERICA, INC.

Defendant.

PERSONALWEB TECHNOLOGIES, LLC
AND LEVEL 3 COMMUNICATIONS, LLC

Plaintiff,

VS.

NETAPP, INC.

Defendant.

PERSONALWEB TECHNOLOGIES, LLC
AND LEVEL 3 COMMUNICATIONS, LLC

Plaintiff,

VS.

AMAZON.COM, INC.; AMAZON WEB SERVICES LLC; and DROPBOX, INC.

Defendants.

PERSONALWEB TECHNOLOGIES, LLC
AND LEVEL 3 COMMUNICATIONS, LLC

Plaintiff,

VS.

CASE NO. 6:11-CV-655 (LED)
PATENT CASE
JURY TRIAL DEMANDED

CASE NO. 6:11-CV-657 (LED)
PATENT CASE
JURY TRIAL DEMANDED

CASE NO. 6:11-CV-658 (LED)
PATENT CASE
JURY TRIAL DEMANDED

CASE NO. 6:11-CV-659 (LED)
PATENT CASE
JURY TRIAL DEMANDED

CARINGO, INC.

Defendant.

PERSONALWEB TECHNOLOGIES, LLC
AND LEVEL 3 COMMUNICATIONS, LLC

Plaintiff,

VS.

EMC CORPORATION, and VMWARE, INC.

Defendants

PERSONALWEB TECHNOLOGIES, LLC
AND LEVEL 3 COMMUNICATIONS, LLC

Plaintiff,

VS.

AUTONOMY, INC., HEWLETT-PACKARD
COMPANY, AND HP ENTERPRISE
SERVICES, LLC,

Defendant.

PERSONALWEB TECHNOLOGIES, LLC.
AND LEVEL 3 COMMUNICATIONS, LLC

Plaintiff,

VS.

GOOGLE INC. AND YOUTUBE, LLC.

Defendants.

CASE NO. 6:11-CV-660 (LED)
PATENT CASE
JURY TRIAL DEMANDED

CASE NO. 6:11-CV-683 (LED)
PATENT CASE
JURY TRIAL DEMANDED

**Civil Action No. 11-cv-656 (LED)
PATENT CASE
JURY TRIAL DEMANDED**

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**NOTICE OF PLAINTIFF PERSONALWEB TECHNOLOGIES LLC REGARDING
SELECTION OF MEDIATOR**

PersonalWeb proposed to defendants in the above-captioned cases mediation with either J. Folsom (Ret.) or Hesha Abrams. To achieve efficiency, particularly on common issues such as claim construction and validity, PersonalWeb requested that the parties agree on a single mediator. While Defendants all consented to mediation before either J. Folsom or Hesha Abrams, Defendants could not agree to a single mediator for all of the PersonalWeb cases.

In light of the above, PersonalWeb has reconsidered its position and is amenable to mediation before one of two mediators. While PersonalWeb still believes a single mediator for all cases will achieve the greatest economy, PersonalWeb accepts either J. Folsom or Hesha Abrams as a mediator. PersonalWeb understands that the parties are now in agreement as follows:

- EMC/VMware (case no. 00660): J. Folsom
- NEC (case no. 00655): J. Folsom
- Caringo (case no. 00659): J. Folsom
- Autonomy/HP/HP Enterprise Services (case no. 00683): Hesha Abrams
- NetApp (case no. 00657): Hesha Abrams
- Amazon and Dropbox (case no. 00658): Hesha Abrams
- Google and YouTube (case no. 00656): J. Folsom or Hesha Abrams

DATED: July 25, 2012

Respectfully submitted,
McKOOL SMITH, P.C.

/s/ Samuel E. Baxter

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Attorneys for Plaintiff
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3)(A) on July 25, 2012.

/s/ Samuel F. Baxter
Samuel F. Baxter